

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements in the posters were false and misleading. The statements represented and suggested that the *Miracle Oil* and the *Miracle Inhaler* in combination with each other would be efficacious in the cure, mitigation, and treatment of head colds, hay fever, arthritis, earache, sinus trouble, rose fever, neuritis, chest colds, asthma, rheumatism, sprains, lumbago, catarrh, bronchitis, swollen joints, sciatica, and bursitis; that the articles would be efficacious in the cure, mitigation, and treatment of pulmonary tuberculosis and microbic diseases of the lungs and bronchial tubes, affections of the nose, rhinitis, tonsillitis, laryngitis, lobar pneumonia, broncho-pneumonia, empyema, otitis media, mastoiditis, adenoids, pharyngitis, adenitis, pleurisy and myositis (inflammation of the muscles); and that the articles would be efficacious to prevent malarial fever. The articles would not be efficacious for such purposes.

**DISPOSITION:** December 16, 1949. A plea of guilty having been entered, the court imposed a fine of \$300.

**2967. Misbranding of Ko-rekT (dental device). U. S. v. Demetrie C. Siampaus (Siampaus Mfg. Co.) Plea of nolo contendere. Fine, \$100. (F. D. C. No. 26736. Sample No. 21860-K.)**

**INFORMATION FILED:** September 28, 1949, District of Nebraska, against Demetrie C. Siampaus, trading as the Siampaus Mfg. Co., Omaha, Nebr.

**ALLEGED SHIPMENT:** On or about October 13, 1948, from the State of Nebraska into the State of Missouri.

**PRODUCT:** Examination showed that the *Ko-rekT* (dental device) consisted essentially of two counter-rotating rubber discs mounted on metal shafts, turned by a hand crank for the purpose of cleaning the teeth and massaging the gums.

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements in accompanying leaflets headed "Throw Away Your Tooth Brush," "Turn on that Smile with Ko-RekT," and "Startling New Discovery," were false and misleading. The statements represented and suggested that the device would prevent and heal gum infections, prevent tooth decay, heal pyorrhea, keep the gums and mouth healthy, eliminate tartar formation, force blood circulation to every part of the gum tissues, and stop bacteria at the gum line. The device would not fulfill the promises of benefits stated and implied.

**DISPOSITION:** December 15, 1949. A plea of nolo contendere having been entered, the court imposed a fine of \$100.

**2968. Misbranding of Healthomatic devices. U. S. v. 6 Devices, etc. (F. D. C. No. 28235. Sample No. 52061-K.)**

**LIBEL FILED:** October 21, 1949, Northern District of Ohio.

**ALLEGED SHIPMENT:** During March and July 1949, by the Goodhealth Associates, from Bala-Cynwyd, Pa.

**PRODUCT:** 6 *Healthomatic devices* at Cleveland, Ohio, together with a number of booklets entitled "The Road To Health." The device was similar in construction to a wheelless bicycle. The pedals and handle bars could be moved by the operator or activated by an electric motor.

**NATURE OF CHARGE:** Misbranding, Section 502 (a), the following statements in the labeling of the device were false and misleading since the device was not effective for the purposes stated and implied: (on device) "Healthomatic Physical Activity Protects Health Perfection of Body Peace of Mind" and